

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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JOSHUA RODRIGUEZ  
Plaintiff/ *Pro Se*

23CV-08313-RER-CHK

-Against-

**MOTION TO LIFT STAY  
AND RESUME DISCOVERY**

LESLIE DUNN Investigator ACS Agency  
Defendant

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**SUMMARY**

I Plaintiff *Pro Se* Joshua Rodriguez file this Motion based on to resume on the Discovery of the case. The case was pending for Appeal at the U.S. Court of Appeals Second Circuit but was Dismissed for Lack of Jurisdiction. See Exhibit A. There is no longer any basis for pausing Discovery and I also ask the Court in good faith for new deadlines on the Discovery/ Disclosures.

Respectfully Submitted,



Dated: 12/15/2025

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# EXHIBIT A

E.D.N.Y. - Bklyn  
23-cv-8313  
Reyes, J.

United States Court of Appeals  
FOR THE  
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 9<sup>th</sup> day of December, two thousand twenty-five.

Present:

Beth Robinson,  
Sarah A. L. Merriam,  
*Circuit Judges,*  
Sidney H. Stein,  
*District Judge.\**

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Joshua Rodriguez, and L.R. (Child),

*Plaintiff-Appellant,*  
v. 25-2013

Detective Savage, SVU NYPD,

*Defendant-Appellee,*

Lesile Dunn, Investigator ACS Agency, et al.,

*Defendants.*

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Appellant, pro se, moves for a limited remand. This Court has determined that it lacks jurisdiction over this appeal because a final order has not been issued by the district court as contemplated by 28 U.S.C. § 1291. See *Petrello v. White*, 533 F.3d 110, 113 (2d Cir. 2008). Upon due consideration, it is hereby ORDERED that the appeal is DISMISSED. It is further ORDERED that Appellant's motion is DENIED as moot.

FOR THE COURT:  
Catherine O'Hagan Wolfe, Clerk of Court

  
Catherine O'Hagan Wolfe

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\* Judge Sidney H. Stein, of the United States District Court for the Southern District of New York, sitting by designation.